

EF 3-4-3
352844308CPA/2635
3/09/03

CONTINUED PROSECUTION APPLICATION (CPA)

REQUEST TRANSMITTAL (Small Entity)

Submit an original, and a duplicate for fee processing.

(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))

Docket No.

3910.164

PCT/US03/02535
PCT/US03/02535 DUPLICATE (Check box if applicable)

03/09/03



First Named Inventor

Examiner

Group/Art Unit

MAR 03 2003

Russell Jarvors

Yves Dalencourt

2635

Address to:

Assistant Commissioner for Patents
Box CPA
Washington, D.C. 20231

This is a request for filing a continuation or divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application number 09/497,244 filed on Feb. 3, 2000 and entitled:

TOY WITH REMOTELY CONTROLLED SECURITY ALARM

1. Enter the unentered amendment previously filed on _____ under 37 CFR 1.116 in the prior nonprovisional application.
2. A preliminary amendment is enclosed.
3. This application is being filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).

a. **DELETE** the following inventor(s) named in the prior nonprovisional application:

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b. The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

4. A new power of attorney or authorization of agent is enclosed.

5. Small Entity Status:

Repln. Ref: 03/05/2003 AWONDAF1 0020322700
DAH:111152 Name/Number:09497244
FC: 9204 \$30.00 CR

a. A small entity statement is enclosed.

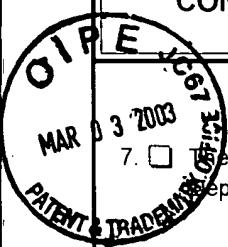
b. A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.

6. The fee for this application is calculated as follows:

CLAIMS AS FILED

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims		- 20 =	0	x \$9.00	\$0.00
Indep. Claims		- 3 =	0	x \$42.00	\$0.00
Multiple Dependent Claims (check if applicable)			<input type="checkbox"/>		\$0.00
03/05/2003 AWONDAF1 00000049 09497244				BASIC FEE	\$375.00
01 FC:2006	375.00 OP				
02 FC:2253	465.00 OP				
				TOTAL FILING FEE	\$375.00

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7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to
Deposit Account No. 11-1152

- fees required under 37 C.F.R. 1.16.
- fees required under 37 C.F.R. 1.17.
- fees required under 37 C.F.R. 1.18.

8. A check in the amount of \$375.00 is enclosed.

9. An Information Disclosure Statement (IDS) is enclosed:

- a. PTO-1449
- b. Copies of IDS Citations

10. Also enclosed:

Return postcard and check in for three month extension of time in amount of \$465.00

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11. The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below:

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (Small Entity)
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NOTES

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FILING QUALIFICATIONS: The prior application must be a nonprovisional application that is either (1) complete as defined by 37 C.F.R. 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 USC 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 C.F.R. 1.53(d), but must be filed under 37 C.F.R. 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 C.F.R. 1.53(b) must be used to file a continuation, divisional or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the Applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or application in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 C.F.R. 1.78(a).

Dated: March 3, 2003

Signature

Richard B. Klar

Typed or printed name

31,385

Registration Number (if applicable)

Inventor(s)
 Assignee of complete interest
 Attorney or agent of record

cc:



"Express" Mail label number: EF 323529443US

(A) Date of Deposit: March 3, 2003

I hereby certify that this Preliminary Amendment is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated at (A) above and are addressed to Commissioner for Patents, Washington, D.C. 20231.

Name of Person mailing the above: RICHARD B. KLAR

Richard B. Klar
Signature of Person mailing the above item

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Russell Jarvors

Appln No.: 09/497,244

Filed: Feb. 3, 2000

For: TOY WITH REMOTELY CONTROLLED SECURITY ALARM

Examiner: Yves Dalencourt

Art Unit: 2635

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Commissioner for Patents
Washington, D.C. 20231

Sir:

A three month extension of time is requested extending the time for response in the Notice of Appeal mailed on Nov. 1, 2002 (in response to the office action mailed on May 3, 2002) to March 1, 2003(Saturday). This preliminary amendment is being filed with this CPA application. Prior to examination please amend the above- identified patent application as follows:

IN THE SPECIFICATION